



Atty. Dkt. No. 041457-0661

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JULY 1 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David HOUZE et al.

Title: COMPOSITION AND METHODS FOR DRUG DELIVERY

Appl. No.: 09/768,831

JUL 06 2004

Filing Date: January 24, 2001

TECH CENTER 1600/2900

Examiner: I. Ghali

Art Unit: 1615

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated December 30, 2003, finally rejecting Claims 1-18 and 24-30.

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Notice of Appeal Fee

[X] To be paid as detailed below

07/01/2004 CCHAU1 00000179 09768831

01 FC:1401
02 FC:1253

330.00 OP
950.00 OP

The required fees are calculated below:

[X]	Notice of Appeal Fee	\$330.00
[X]	Extension for response filed within the third month:	\$950.00
	FEE TOTAL:	\$1,280.00
	TOTAL FEE:	\$1,280.00

- [] Please charge Deposit Account No. 19-0741 in the amount of \$0.00 . A duplicate copy of this transmittal is enclosed.
- [X] A check in the amount of \$1,280.00 is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By _____

James M. Silbermann
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Date June 30, 2004

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